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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/663,496	09/12/2003	Lisa Bhun	426.42	2439	
27019	7590 05/26/2005		EXAM	EXAMINER	
	X COMPANY		SPISICH	, MARK	
1221 BROAD OAKLAND, (	WAY PO BOX 2351		ART UNIT	PAPER NUMBER	
Ornelland,	011 91023		1744		

DATE MAILED: 05/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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Notice of No	on-(	Comp	oliant	
Amendment (	(37	<b>CFR</b>	1.121)	

Application No.	Applicant(s)	
10/663,496	BLUM ET AL.	
Examiner ,	Art Unit	
Mark Spisich	1744	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on <u>17 March 2005</u> is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

	LOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:  . Amendments to the specification:  . A. Amended paragraph(s) do not include markings.  . B. New paragraph(s) should not be underlined.  . C. Other
2	2. Abstract:  A. Not presented on a separate sheet. 37 CFR 1.72.  B. Other
3	<ul> <li>A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).</li> <li>B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.</li> <li>C. Other</li> </ul>
	<ul> <li>A. A complete listing of all of the claims is not present.</li> <li>B. The listing of claims does not include the text of all pending claims (including withdrawn claims)</li> <li>C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).</li> <li>D. The claims of this amendment paper have not been presented in ascending numerical order.</li> <li>E. Other: canceled claims must be indicated only by the claim number and status, without presenting the of the claims (eg. claims 2-9,15,27 and 29)</li> </ul>

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf.

## TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

- 1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
- 2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action.

<u>Extensions of time</u> are available under 37 CFR 1.136(a) <u>only</u> if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

MARK SPIŚICH PRIMARY EXAMINER

GROUP 3466 Paper No. 05252005

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